

**SUPREME COURT MINUTES
WEDNESDAY, JUNE 22, 2011
SAN FRANCISCO, CALIFORNIA**

S158073**COWAN (ROBERT WESLEY)
ON H.C.**

Order to show cause issued

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause in this court, when the matter is placed on calendar, why the relief prayed for should not be granted on the ground of juror misconduct, as alleged in Claim 2 of the petition for writ of habeas corpus filed on November 9, 2007.

The return must be filed on or before July 22, 2011.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, and Corrigan, JJ.

S192759

B226240 Second Appellate District, Div. 3

**LEFIELL MANUFACTURING
COMPANY v. S.C.
(WATROUS)**

Petition for review granted

Votes: Cantil-Sakauye, C. J., Baxter, Werdegarr, Chin, and Corrigan, JJ.

S181611

G040151 Fourth Appellate District, Div. 3

**PEOPLE v. NELSON
(SAMUEL MOSES)**

Supplemental briefing ordered

The court invites supplemental briefing on the effect, if any, of *J.D.B. v. North Carolina* (June 16, 2011, No. 09-11121) __ U.S. __ [2011 WL 2369508]. Simultaneous supplemental briefs, in letter form, may be served and filed within 30 days of this order. Simultaneous response briefs may be served and filed within 20 days of the date the last supplemental brief is filed.

S192551

D057107 Fourth Appellate District, Div. 1

**PEOPLE v. NYCHAY
(PHILLIP C.)**

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Brown*, S181963 (see Cal. Rules of Court, rule 8.524 (c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.528, is deferred pending further order of the court.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, and Corrigan, JJ.

S192558 B220528 Second Appellate District, Div. 4 **PEOPLE v. RAMIREZ (JOSE ALFREDO)**

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Caballero*, S190647 (see Cal. Rules of Court, rule 8.524 (c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.528, is deferred pending further order of the court.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegar, Chin, and Corrigan, JJ.

S183602 **VALDEZ (RUBEN) ON H.C.**

Order to show cause issued, returnable in Superior Court

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause before the Tulare County Superior Court, when the matter is placed on calendar, why petitioner is not entitled to have his sentence modified pursuant to *People v. Lopez* (2005) 34 Cal.4th 1002, as conceded by the Attorney General in her informal response filed in this court on March 17, 2011. The return is to be filed on or before July 22, 2011.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegar, Chin, and Corrigan, JJ.

S192074 B230514 Second Appellate District, Div. 5 **BLUMBERG (PAUL CHRISTIAN) v. S.C. (LOS ANGELES COUNTY SHERIFF'S DEPARTMENT)**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Five, with directions to issue an order to show cause

The petition for review is granted.

The matter is transferred to the Court of Appeal, Second Appellate District, Division Five, with directions to vacate its order denying the petition for writ of mandate and to issue an order directing respondent to show cause why the relief sought in the petition should not be granted.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegar, Chin, and Corrigan, JJ.

S193117 D056969 Fourth Appellate District, Div. 1 **PEOPLE v. SHIRLEY (BILLY DAVID)**

Review granted on the court's own motion; transferred to Court of Appeal, Fourth Appellate District, Division One

The petition for review is denied.

Review is ordered on the court's own motion. The matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its judgment and to correct defendant's sentence to comport with Penal Code section 664, subdivision (a). (Cal. Rules of Court, rule 8.528(d).)

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, and Corrigan, JJ.

S191579 D058080 Fourth Appellate District, Div. 1 **PEOPLE v. COOPER**
(MEIKEL JEROME)
Petitions for review denied

S191722 B214346 Second Appellate District, Div. 3 **PEOPLE v. PICENO (JESUS**
ARMANDO)
Petition for review denied

S191727 B223174 Second Appellate District, Div. 5 **PEOPLE v. HARRIS (ROY**
LEE)
Petitions for review denied

S191836 B222200 Second Appellate District, Div. 6 **PEOPLE v. TURCIOS**
(NELSON)
Petition for review denied

S191844 A124635 First Appellate District, Div. 5 **PEOPLE v. GROH (RODNEY**
JAY)
Petition for review denied

S191997 B221799 Second Appellate District, Div. 2 **PEOPLE v. ORTEGA**
(WILSON CHRISTOPHER)
Petitions for review denied

S192038 C066843 Third Appellate District **PACIFIC GAS & ELECTRIC**
COMPANY v. McCOLM
(PATRICIA A.)

Petition for review denied

Kennard and Epstein, JJ., are of the opinion the petition should be granted.

Chin and Corrigan, JJ., were recused and did not participate.

Justice Norman Epstein, Presiding Justice of the Court of Appeal, Second Appellate District, Division Four, assigned by the Chief Justice pursuant to article VI, section 6 of the California constitution.

Justice Gene M. Gomes, Associate Justice of the Court of Appeal, Fifth Appellate District,

assigned by the Chief Justice pursuant to article VI, section 6 of the California constitution.

S192046 D058087 Fourth Appellate District, Div. 1

Petitions for review denied

**PEOPLE v. SCORZA
(SEPPEREN FERDINAND)**

S192180 A122243 First Appellate District, Div. 2

Petitions for review denied

**PEOPLE v. CARDENAS
(JONATHAN), TRUJILLO
(JESUS VASQUEZ), &
VARELA (ISABEL IRENE)**

S192227

Petition for writ of review denied

**NAUCLER (KIMBERLY R.) v.
STATE BAR OF
CALIFORNIA**

S192262 B216949 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. RODRIGUEZ
(GUILLERMO)**

S192302 B220857 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. MEJIA (EDGAR
HONORIO)**

S192307 G042035 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. TANORI (SERGIO
MANUEL)**

S192326 D058086 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ARIAS (SERGIO
ROJAS)**

S192360 B231937 Second Appellate District, Div. 6
Petition for review denied

**CHAVARRIA (JOSHUA) v.
S.C. (PEOPLE)**

S192396 F058808 Fifth Appellate District
Petition for review denied

**PEOPLE v. VELASQUEZ
(LEOPOLDO PAUL)**

S192397 G042477 Fourth Appellate District, Div. 3
Petition for review denied

**ANELLE (RENALD) v. TRAN
(LARRY LONG)**

S192401 C065431 Third Appellate District
Petition for review denied

**PEOPLE v. WILLIAMS, JR.,
(ANTHONY LAMONT)**

S192404 E050594 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. ORTEGA
(ANDREW HERNANDEZ)**

S192451 A126291 First Appellate District, Div. 1
Petition for review denied

**PEOPLE v. GRIFFIN
(SYLVAN)**

S192491 H035114 Sixth Appellate District
Petition for review denied

IN RE A.P.

S192493 B218838 Second Appellate District, Div. 3
Petition for review denied

**PEOPLE v. SEDILLO (JESUS
MIGUEL)**

S192528 F059210 Fifth Appellate District
Petition for review denied

**PEOPLE v. GONZALEZ
(ERICK DANIEL)**

S192534 B228291 Second Appellate District, Div. 4 **PEOPLE v. HUYNH (JONATHAN)**

The matter of *People v. Huynh*, Court of Appeal, Second Appellate District, Division Four, No. B228291 is hereby transferred to this court. The Court of Appeal's April 13, 2011, order denying appellant's request to review the sealed clerk's transcript of appellant's *Pitchess* motion for pretrial discovery is vacated. Appellant's request to review the sealed clerk's transcript is granted. The cause is retransferred to the Court of Appeal, Second Appellate District, Division Four. The petition for review is denied as moot.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegar, Chin, and Corrigan, JJ.

S192548 E048333 Fourth Appellate District, Div. 2 **BEHR (PATRICIA) v. REDMOND (THOMAS)**

Petition for review denied

S192562 D059020 Fourth Appellate District, Div. 1 **de LUNA (MARISSA) v. CAIRO (SUZANNE)**

Petition for review denied

S192726 **SCHWARTZ (SOPHIE) v. DEJESUS (MURIELLE)**

Petition for review denied

S192731 G043386 Fourth Appellate District, Div. 3 **IN RE R.H.**
Petition for review denied

S192809 A127399 First Appellate District, Div. 2 **FOSTER CITY POLICE DEPARTMENT v. ILYIN (MIKHAIL)**

Petition for review denied

S192851 B217358 Second Appellate District, Div. 7 **PEOPLE v. GONZALES (EDUARDO)**

Petition for review denied

S192863 A128142 First Appellate District, Div. 4
Petition for review denied

**MAYFIELD (WILLIAM B.)
ON H.C.**

S192906 F062250 Fifth Appellate District
Petition for review denied

**LEE (ZARIN) v. S.C.
(PEOPLE)**

S192909 A127689 First Appellate District, Div. 3
Petition for review denied

**PEOPLE v. ELKINS (JAMIE
LYNN)**

S192936 A128172 First Appellate District, Div. 1
Petition for review & depublication request(s) denied

**CALIFORNIA MEDICAL
ASSOCIATION v. BROWN,
JR., (EDMUND G.)**

S192942 B215679 Second Appellate District, Div. 8
Petition for review denied

**PEOPLE v. BOWERS
(BRENDA FAY)**

S192949 B222670 Second Appellate District, Div. 4
Petition for review denied

**PEOPLE v. DAVENPORT
(SIMONE)**

S192963 C062021 Third Appellate District
Petition for review denied

**PRATT (THOMAS) v. BOARD
OF PHARMACY**

S192997 B222683 Second Appellate District, Div. 7
Petition for review denied

PEOPLE v. JAIME (OMAR)

S193017 H036030 Sixth Appellate District
Petition for review denied

PEOPLE v. WRIGHT (RICKY)

S193076 G043232 Fourth Appellate District, Div. 3
Petition for review denied

PEOPLE v. NGUYEN (HUY THAI)

S193080 F059645 Fifth Appellate District
Petition for review denied

PEOPLE v. MOLINA, JR., (ALEJANDRO)

S193087 B219195 Second Appellate District, Div. 3
Petition for review denied

PEOPLE v. BROWN (CODY ADAM)

S193102 H035118 Sixth Appellate District
Petition for review denied

PEOPLE v. NGUYEN (KIM NGOC)

S193107 E049296 Fourth Appellate District, Div. 2
Petition for review denied

PEOPLE v. CARTER (NATHANIEL LOVELL)

S193110 B229774 Second Appellate District, Div. 7
Petition for review denied

CIHANOWYZ (IDA) v. ROBINS (MICHAEL J.)

S193111 C065958 Third Appellate District
Petition for review denied

PEOPLE v. GLENN (WILLIAM DAVID)

S193120 E049805 Fourth Appellate District, Div. 2
Petition for review denied

PEOPLE v. PADILLA (MICHAEL ANTHONY)

S193121 H036795 Sixth Appellate District
Petition for review denied

RAMIREZ (VICTOR) v. S.C. (PEOPLE)

S193124 D056276 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. PEREZ
(GUSTAVO LARA)**

S193126 C066105 Third Appellate District

Petition for review denied

**PEOPLE v. BATTON
(ROBERT TURNER)**

S193128 C062122 Third Appellate District

Petition for review denied

**PEOPLE v. SHIELDS
(PHILLIP RENEE)**

S193141 E053404 Fourth Appellate District, Div. 2

Petition for review denied

**CANNON (TYRRALL
FARROW) ON H.C.**

S193144 G043322 Fourth Appellate District, Div. 3

Petition for review denied

**AION INTERNATIONAL,
INC. v. YAMADA (TAKASHI)**

S193145 B221042 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. REESE (EDDIE
WILLIAM)**

S193152 A128607 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. DUGISH, JR.,
(JOSEPH)**

S193183 A130780 First Appellate District, Div. 3

Petition for review denied

**PREYER (HOMER LEE) v.
HELFRICH R.N. (JOHN)**

S193186 B219666 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. GRANDBERRY
(ANTHONY)**

S193187 B222972 Second Appellate District, Div. 6
Petition for review denied

**PEOPLE v. CROWLEY
(DANIEL JOSEPH)**

S193190 E049263 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. CABRERA
(SALVADOR EUSEBIO)**

S193191 E050773 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. DELHIERRO
(FRANK)**

S193193 E050683 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. ALLISON
(MICHAEL CLAIRE)**

S193194 F059168 Fifth Appellate District
Petition for review denied

**PEOPLE v. GARCIA (ANGEL
BENITEZ)**

S193196 E050027 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. CUBE (IAN
TORALBA)**

S193198 E050297 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. INDIANA
LUMBERMENS MUTUAL
INSURANCE COMPANY**

S193199 B221665 Second Appellate District, Div. 8
Petition for review denied

PEOPLE v. DELERY (ERIC)

S193200 B222788 Second Appellate District, Div. 5
Petition for review denied

IN RE TROY I.

S193202 D055594 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ARMENTA
(ADOLFO MANUEL)**

S193207 G042580 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CRESENCIANO
(LUIS ALBERTO)**

S193217 F059248 Fifth Appellate District

Petition for review denied

**PEOPLE v. GARCIA
(FRANCISCO HOLGUIN)**

S193218 B232127 Second Appellate District, Div. 1

Petition for review denied

**VICENTE (JUAN MEJIA) v.
S.C. (PEOPLE)**

S193223 F062277 Fifth Appellate District

Petition for review denied

**ROSENBLUM (PHILLIP) ON
H.C.**

S193237 F059194 Fifth Appellate District

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Brown*, S181963.

**PEOPLE v. RUVALCABA
(LONGINOS GUTIERREZ)**

S193267 B232703 Second Appellate District, Div. 2

Petition for review denied

**WANG (YAN JU) v.
APPELLATE DIVISION OF
LOS ANGELES COUNTY
SUPERIOR COURT
(PEOPLE)**

S193269 E053466 Fourth Appellate District, Div. 2

Petition for review denied

**ROBERTS (WILEFTON
DALE) v. S.C. (JONES-
ROBERTS)**

S193287 H036866 Sixth Appellate District

Petition for review denied

**SOJA (JEANNE MARIE) ON
H.C.**

S193369 F061468 Fifth Appellate District

Petition for review denied

IN RE M.C.

S193370 H036869 Sixth Appellate District

Petition for review denied

GARIBAY (RAUL) ON H.C.

S193869 F062341 Fifth Appellate District

Application to transfer denied

The Emergency Request for Transfer is denied.

**PEOPLE v. HOWELL
(RONNIE EARL)**

S187120

Petition for writ of habeas corpus denied

Cantil-Sakauye, C. J., was recused and did not participate.

**DONALSON (JOSEPH R.) ON
H.C.**

S187312

Petition for writ of habeas corpus denied

**PERRYMAN-SMITH (JERRY
W.) ON H.C.**

S187772

Petition for writ of habeas corpus denied

NGUYEN (SON) ON H.C.

S188275

Petition for writ of habeas corpus denied

FOWLER (CHRIS) ON H.C.

S188658

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

JOHN (DAVID J.) ON H.C.

S189339**FRAZIER (VIRGINIA) ON
H.C.**

Petition for writ of habeas corpus denied

S189341**DUNLAP (CHRISTOPHER)
ON H.C.**

Petition for writ of habeas corpus denied

S189351**MENDEZ (JUAN) ON H.C.**

Petition for writ of habeas corpus denied

S189365**AUBRY (MARCUS) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S189371**ALEXANDER, SR., (TRENT
LaFAUL) ON H.C.**

Petition for writ of habeas corpus denied

S189493**PINKS (LENNOX WINSTON)
ON H.C.**

Petition for writ of habeas corpus denied

S189523**MARTIN (O.Z.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S189536**MOON (ADRIAN) ON H.C.**

Petition for writ of habeas corpus denied

S189545**SMITH (TRYON LARRY) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S189581**LAWRENCE (JERRY
BERNARD) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S189584**RUCKER (WILLIE C.) ON
H.C.**

Petition for writ of habeas corpus denied

S189602**ROBLES (EFRAIN) ON H.C.**

Petition for writ of habeas corpus denied

S189605**DANIELS, JR., (CLARENCE)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S189633**VILLEGAS (NATHANIEL)
ON H.C.**

Petition for writ of habeas corpus denied

S189634**MARYLAND (PRINCE) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S189645**VEGA (MANUEL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S189648**FOSTER (KENREID
CORNELL) ON H.C.**

Petition for writ of habeas corpus denied

S189652**VALENTINE (JOE LOUIS)
ON H.C.**

Petition for writ of habeas corpus denied

S189654**JOHNSON (DAVID LAMAR)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S189655**MELLENDEZ (MARIO) ON
H.C.**

Petition for writ of habeas corpus denied

S189661**TOLBERT (BARRY SCOTT)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S189662**ANDERSON (KEVIN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S189664**ATRIAN (JOSE M.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S189666**LOUD (DEREK ANTHONY)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

S189667**HENDERSON (LANCE K.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S189671

Petition for writ of habeas corpus denied

BRIM (EDDIE) ON H.C.**S189684**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)

BALLARD (SHAWN) ON H.C.**S189702**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

**VIELBIG (MICHAEL) ON
H.C.****S189703**

Petition for writ of habeas corpus denied

RENNELS (G.W.) ON H.C.**S189723**

Petition for writ of habeas corpus denied

**MEJIA (OMAR
GUADALUPE) ON H.C.****S189755**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921, 925-926; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735.)

**DeVINNY (DENNIS M.) ON
H.C.****S189758**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**MARAVILLA (JAVIER RUIZ)
ON H.C.****S189763**The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756, 759.)**WEAVER (CHRISTOPHER
BEN) ON H.C.**

S189811**BROOKS (ALFRED
LAWRENCE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S189824**VELASQUEZ (RONALD) ON
H.C.**

Petition for writ of habeas corpus denied

S189828**TREGLIA (DANIEL) ON H.C.**

Petition for writ of habeas corpus denied

S189847**GARCIA (RUBEN) ON H.C.**

Petition for writ of habeas corpus denied

S189849**HERNANDEZ (JORGE) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S189863**ROQUE (RONALD R.) ON
H.C.**

Petition for writ of habeas corpus denied

S189873**JONES (EDWARD DAVID)
ON H.C.**

Petition for writ of habeas corpus denied

S189884**GAINES (JOE P.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S189937**DeVINNY (DENNIS M.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921, 925-926; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S189940**DeVINNY (DENNIS M.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Miller* (1941) 17 Cal.2d 734, 735; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S190132**MOON (ADRIAN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S190375**TRUJILLO (JESUS V.) ON
H.C.**

Petition for writ of habeas corpus denied

S191942**MILLION (CHARLIE LEE)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S192492**HYSELL (DOUGLAS
WILLIAM) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)

S192990**MILLION (CHARLIE LEE)
ON H.C.**

Petition for writ of habeas corpus denied

S193456**MOON (ADRIAN) ON H.C.**

Petition for writ of habeas corpus denied

S193491**SCOTT (MARK ANTHONY)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304.)

S193502**SCOTT (MARK ANTHONY)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S193511**MIEHLICH (JOHN LOUIS)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S193536**MILLION (CHARLIE LEE)
ON H.C.**

Petition for writ of habeas corpus denied

S193542**BLOUNT (REGINALD) ON
H.C.**

Petition for writ of habeas corpus denied

S193577**SCOTT (MARK ANTHONY)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S193756**MOON (ADRIAN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735.)

S192006

B217038 Second Appellate District, Div. 3

**FONG (MARCI & GARY),
MARRIAGE OF**

Depublication request denied (case closed)

Kennard and Corrigan, JJ., are of the opinion the petition should be granted.

S192206 A128798 First Appellate District, Div. 4

**COUNTY OF SONOMA
PROBATION DEPARTMENT
v. CIVIL SERVICE
COMMISSION OF THE
COUNTY OF SONOMA
(HERON)**

Publication requests denied (case closed)

S193105 F060245 Fifth Appellate District
Publication request denied (case closed)

IN RE B.L.

S193157

**JOHNSON (AUBREY) v.
CAPITAL ONE BANK**

Publication request denied (case closed)

S194103 C063584 Third Appellate District

**JONES, SR., (FREDERICK) v.
LUTHER (K.)**

The time for granting review on the court's own motion is hereby extended to July 27, 2011.
(Cal. Rules of Court, rule 8.512(c).)

S029551

**PEOPLE v. JOHNSON (JOE
EDWARD)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Kent Barkhurst's representation that he anticipates filing the appellant's opening brief by August 16, 2011, counsel's request for an extension of time in which to file that brief is granted to August 16, 2011. After that date, no further extension will be granted.

S040704

**PEOPLE v. JOHNSON (BRIAN
DAVID)**

Extension of time granted

Good cause appearing, and based upon counsel Neoma Kenwood's representation that she anticipates filing the appellant's opening brief by July 2, 2012, counsel's request for an extension of time in which to file that brief is granted to August 16, 2011. After that date, only six further extensions totaling about 320 additional days are contemplated.

S044739**PEOPLE v. BANKSTON
(ANTHONY GEORGE)**

Extension of time granted

Good cause appearing, and based upon State Public Defender Michael J. Hersek's representation that he anticipates filing the appellant's opening brief by July 18, 2011, counsel's request for an extension of time in which to file that brief is granted to July 18, 2011. After that date, no further extension is contemplated.

S050102**PEOPLE v. HENSLEY (PAUL
LOYDE)**

Extension of time granted

Good cause appearing, and based upon counsel Richard L. Rubin's representation that he anticipates filing the appellant's reply brief by September 2011, counsel's request for an extension of time in which to file that brief is granted to August 19, 2011. After that date, only one further extension totaling about 30 additional days is contemplated.

S093235**PEOPLE v. JOHNSON
(JERROLD ELWIN)**

Extension of time granted

Good cause appearing, and based upon counsel William D. Farber's representation that he anticipates filing the appellant's opening brief by December 31, 2011, counsel's request for an extension of time in which to file that brief is granted to August 15, 2011. After that date, only three further extensions totaling about 135 additional days are contemplated.

S106274**PEOPLE v. CARO (SOCORRO
SUSAN)**

Extension of time granted

Good cause appearing, and based upon counsel Tracy J. Dressner's representation that she anticipates filing the appellant's opening brief by May 2012, counsel's request for an extension of time in which to file that brief is granted to August 15, 2011. After that date, only five further extensions totaling about 270 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S114671**PEOPLE v. SCHULTZ
(MICHAEL JOSEPH)**

Extension of time granted

Good cause appearing, and based upon counsel Jeralyn Keller's representation that she anticipates filing the appellant's opening brief by May 25, 2012, counsel's request for an extension of time in

which to file that brief is granted to August 19, 2011. After that date, only five further extensions totaling about 270 additional days are contemplated.

S155160

**PEOPLE v. RAMIREZ
(IRVING ALEXANDER)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to August 19, 2011.

S175275

**ABEL (JOHN CLYDE) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Michael R. Belter's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by August 8, 2011, counsel's request for an extension of time in which to file that document is granted to August 8, 2011. After that date, no further extension is contemplated.

S187337

**HARRIS (WILLIE LEO) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Barry M. Karl's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by June 20, 2012, counsel's request for an extension of time in which to file that document is granted to August 19, 2011. After that date, only five further extensions totaling about 300 additional days are contemplated.

S188238

B216917 Second Appellate District, Div. 7

**PEOPLE v. ELMORE
(CHARLES)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to July 18, 2011.

S086234

**PEOPLE v. MILES (JOHNNY
DUANE)**

Counsel appointment order filed

On the court's own motion, the order appointing Michael G. Millman, in his capacity as Executive Director of the California Appellate Project in San Francisco, as interim appellate counsel of record for appellant Johnny Duane Miles, filed December 15, 2010, is hereby vacated.

Upon request of appellant for appointment of counsel, Cliff Gardner is hereby appointed to represent appellant Johnny Duane Miles for the direct appeal in the above automatic appeal now pending in this court.

S152269

**PEOPLE v. LUTHER
(JOHNATHAN ROSS)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Ronald S. Smith is hereby appointed to represent appellant Johnathan Ross Luther for the direct appeal in the above automatic appeal now pending in this court.

S163417

**PEOPLE v. DIXON (JAMES
WINSLOW)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Harry Mitchell Caldwell is hereby appointed to represent appellant James Winslow Dixon for the direct appeal in the above automatic appeal now pending in this court.

S042346

**PEOPLE v. JONES (BRYAN
MAURICE)**

Order filed

Good cause appearing, appellant's request for relief from default to file appellant's reply brief is granted.

S045078

PEOPLE v. CLARK (ROYAL)

Motion denied

Appellant's "Motion to Take Evidence on Appeal Pursuant to Rule 8.252 of the California Rules of Court and California Constitution, Article VI, § 11, or Alternatively, to Take Judicial Notice Pursuant to Evidence Code, § 452," filed November 29, 2007, is denied.

S190968

**BURNEY (SHAUN KAREEM)
ON H.C.**

Motion to file document under seal denied

Respondent's "Application for Leave to File Under Seal Opposition to Petitioner's Application to File Under Seal Claim One and Exhibit 98 of the Petition for Writ of Habeas Corpus," filed March 16, 2011; Petitioner's "Application for Order to File Under Seal the Reply to Opposition to File Under Seal Claim One and Exhibit 98 of the Petition for Writ of Habeas Corpus," filed April 1, 2011; Respondent's "Application for Leave to File Conditionally Under Seal Response to

Court's April 12, 2011, Order re Claim One and Exhibit 98" filed May 6, 2011; and Petitioner's "Application for Order to File Under Seal Petitioner's Response to Court's Motion to Unseal Claim One and Exhibit 98 of the Petition for Writ of Habeas Corpus," filed May 6, 2011, are granted.

Petitioner's "Application for Order to File Under Seal Claim One and Exhibits 97 and 98 of the Petition for Writ of Habeas Corpus," filed on February 28, 2011, is granted as to Exhibit 97.

Petitioner is directed to file an unredacted version of Exhibit 97 under seal as well as a redacted version omitting juror identification information. The application is denied as to Exhibit 98 and Claim One. The Clerk is directed to return Exhibit 98 and Claim One to petitioner. If petitioner elects to refile Exhibit 98, the Clerk is directed to unseal it pursuant to rule 8.46(f)(3) of the California Rules of Court. If petitioner elects to refile Claim One, he must excise any juror identification information disclosed in the unredacted version of Exhibit 97.

S191633**FITZGERALD ON
DISCIPLINE**

Order filed – KATHLEEN MARGARET FITZGERALD

The motion to delay commencement of actual suspension is transferred to the State Bar Court for consideration. (California Rules of Court, rule 9.10(e).)

S192322**DICKSON ON DISCIPLINE**

Order filed

The application of ROY CHESTER DICKSON for permission to file an amended petition for writ of review is hereby granted.

A response may be served and filed 15 days from the date of this order.

S191438**ACCUSATION OF STINSON**

Petition denied (accusation)

S192298**ACCUSATION OF MILLER**

Petition denied (accusation)

S192987**ACCUSATION OF TATE, JR.**

Petition denied (accusation)

S193035**ACCUSATION OF
HOLCOMB**

Petition denied (accusation)

S193142

Petition denied

(accusation)

ACCUSATION OF SWINGLE**S193166**

Petition denied

(accusation)

**ACCUSATION OF
BELVEDERE****S193384**

Petition denied

(accusation)

**ACCUSATION OF
MONTOKA****S190817****LUCAS ON DISCIPLINE**

Petition for writ of review denied; disbarred

The petition for writ of review is denied.

The court orders that PAUL JEFFERY LUCAS, State Bar Number 163076, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

PAUL JEFFERY LUCAS must make restitution as recommended by the Hearing Department of the State Bar Court in its Decision filed on December 6, 2010. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

PAUL JEFFERY LUCAS must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 981)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

B231406

Second Appellate District, Div. 8

**MUNROE (KEVIN A.) v.
NOKIA, INC.**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Eight to Division Seven.

B231911

Second Appellate District, Div. 8

**ABS TECHNICAL
ELECTRICAL, INC. v. EAST
WEST BANK**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Eight to Division Seven.

